

CITY COUNCIL  
CITY OF WICHITA  
K A N S A S

City Council Meeting  
March 5, 2002, 9:00 A.M.

City Hall  
455 North Main

ORDER OF BUSINESS

- Call to Order
  - Invocation - Deacon Patsy Abshier
  - Pledge of Allegiance
  - Approve the minutes of the previous meeting
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AWARDS AND PRESENTATIONS

- Wichita's Promise – Youth Service Awards
  - GFOA Certificate of Achievement for Excellence in Financial Reporting
  - New School Signs Announcement
  - Distinguished Service Citation
  - Proclamations
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UNFINISHED BUSINESS

1. Repair or Removal of Dangerous and Unsafe Structures:
  - a. [1325](#) North Main. (District VI)
  - b. [1647](#) South Palisade. (District III)

RECOMMENDED ACTION: Take appropriate action and adopt Resolutions.

2. [Request](#) for Proposal for Case Management Services.

(Continued from February 12, 2002)

RECOMMENDED ACTION: Authorize proposal solicitation.

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NEW BUSINESS

3. Special Liquor Tax Funding.

Additional funding is requested to address a funding deficit from Sedgwick County Special Liquor Tax funding.

RECOMMENDED ACTION: Approve funding allocations.

4. Capital Improvement Program Projects:

- a) Hydraulic – 57<sup>th</sup> Street South to MacArthur (drainage). (District III)
- b) Central Avenue – Tyler and Woodchuck. (District V)
- c) Central Maintenance Facility expansion. (District IV)
- d) Fire Station construction projects.
- e) Park entry/parking areas.

The above projects are contained in the 2002-2003 Capital Improvement Program.

RECOMMENDED ACTION: Approve the projects and first reading  
of the Ordinances; adopt the Resolutions.

5. Convention and Visitors Bureau Contract Renewal

The proposed Contract enables continued implementation of the Strategic Master Plan for Tourism.

RECOMMENDED ACTION: Approve the Contract; authorize necessary  
signatures and budget adjustment.

6. 2002-2003 HUD Combined Allocations.

The 2002-2003 proposed combined HUD allocations includes funding for Community Development Block Grants, HOME Investments Partnership, and Emergency Shelter Grant.

RECOMMENDED ACTION: Approve funding allocations, use of prior year  
CDBG and ESG savings, RFP, and Grants  
Review Committee's recommendations; and  
authorize preparation of the One-year Action Plan.

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CITY COUNCIL AGENDA

7. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

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CONSENT AGENDA

8. Report of the Board of Bids and Contracts Dated March 4, 2002.

RECOMMENDED ACTION: Receive and file report; approve Contracts;  
authorize necessary signatures.

9. Applications for Licenses for Adult Entertainment Establishments/Services:

Renewal - Adult Entertainment

Valerie Washington	Xcitement Video	1515 South Oliver
Valerie Washington	Xcitement Video	1306 East Harry

New Escort Service

Sonia Barnes	Class Act Productions	209 South Washington
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RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

10. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2002</u>	<u>(Consumption off Premises)</u>
David Holthe	Coastal #37303	3810 North Woodlawn
David Holthe	Coastal #39102	7101 East Lincoln
David Holthe	Coastal #39112	10723 West HWY 54
David Holthe	Coastal #39114	8008 East 21 <sup>st</sup> Street
David Holthe	Coastal #39157	1925 West 21 <sup>st</sup> Street North
David Holthe	Coastal #39189	8330 East Kellogg
David Holthe	Coastal #57708	7990 East Central

<u>New Establishment</u>	<u>2002</u>	<u>(Consumption on Premises)</u>
William Embree	Storm's Entertainment, Inc.	2034-38 North Amidon
Linda J. Brill	Uncle Russell's BBQ*	1548 Ida

<u>New Establishment</u>	<u>2002</u>	<u>(Consumption off Premises)</u>
Jay A. Johnson	Johnson's General Stores, Inc. #09	2920 West Central
David Bullington	Wal-Mart Supercenter #3492	11411 East Kellogg

\*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

11. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted  
to the Board of Bids.

12. Preliminary Estimates:

- a) Carr between Lark and Stony Point to serve Unplatted Tracts in the NW 1/4 of Section 31, TWP27S, R1W - south of Kellogg, west of Maize Road. (472-83381/765685/490796) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$81,900
- b) Pave Mead from Lincoln to Bayley, on the west side of the railroad tracks to serve Perry's Addition - south of Lincoln, west of Washington. (472-83317/765674/490785) Traffic to be maintained during construction using flagpersons and barricades. (District I) - \$92,000
- c) Lateral 479, Southwest Interceptor to serve Collins First Addition - at the northeast intersection of Lark Lane and Carr. (468-83352/743897/480585) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$31,200
- d) 2002 sanitary sewer rehabilitation, Phase B (various locations) - north of Kellogg, east of West Street. (468-83405/620334/662457) Traffic to be maintained during construction using flagpersons and barricades. (District II, IV) - \$226,000
- e) Lateral 313, Four Mile Creek Sewer to serve Equestrian Estates - south of Harry, east of 127th Street East. (468-83317/743896/480584) Does not affect existing traffic. (District II) - \$380,000

RECOMMENDED ACTION: Approve and file.

13. Petitions for Public Improvements:

- a) Water distribution system to serve Eagles Landing at North Oliver Second Addition – south of 45<sup>th</sup> Street North, west of Oliver. (District I)
- b) Water distribution system to serve part of McClaren Addition – north of Central, east of Webb. (District II)
- c) Drainage improvements to serve the Gateway Center Addition – south of 13<sup>th</sup>, east of Greenwich. (District II)
- d) Street paving, sanitary sewer, and water distribution system to serve Shelly's Orchard Addition – east of Maize, north of Pawnee. (District V)
- e) Street paving and water distribution system to serve Smithmoor Tenth Addition – north of Pawnee, west of Greenwich. (District II)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

14. Minutes of Advisory Boards/Commissions:

Alternative Correctional Housing Advisory Board, November 15, 2001  
Wichita Employee's Retirement System Meeting, December 19, 2001  
Police & Fire Retirement System Meeting, December 19, 2001

(Item 14 continued)

Metropolitan Area Planning Commission, December 20, 2001  
Board of Appeals of Plumbers and Gas Fitters, January 2, 2002  
Board of Code Standards and Appeals, January 7, 2002  
Board of Electrical Appeals-Office of Central Inspection, January 8, 2002  
Wichita-Sedgwick County Arts Council, January 10, 2002  
Metropolitan Area Planning Commission, January 10, 2002  
Board of Park Commissioners, January 14, 2002  
Design Council, January 17, 2002  
Board of Appeals of Refrigeration, Air Conditioning, Warm Air Heating and Boilers, January 31, 2002

RECOMMENDED ACTION: Receive and file.

15. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve street closures/uses.

16. Report on Claims Allowed January 2002:

<u>Name of Claimant</u>	<u>Amount</u>
SW Bell	\$1510.33**
SW Bell	\$527.71
SW Bell	4635.04**
Villa Del Mar	\$250.00
Villa Del Mar Apts.	\$7,899.52
Chaucer Estates	\$960.00
Villa Del Mar (Farm Bureau)	\$8,160.36
Kansas Gas Service	471.66 **
Kansas Gas Service	212.37 **
Kansas Gas Service	486.07 **
Kansas Gas Service	332.05 **
Kansas Gas Service	1631.43**
Kansas Gas Service	1829.49**
Kansas Gas Service	<u>267.33 **</u>
TOTAL	\$29,173.36

\*\* Settled for lesser amount than claimed.

RECOMMENDED ACTION: Receive and file.

17. Agreements/Contracts:

- a) Respread Assessments: Wilson Farms Third Addition - south of 21<sup>st</sup> Street North, east of Rock Road. (District II)
- b) Easement encroachment – 13433 West Links. (District V)
- c) Northeast Baseball Complex. (District II)
- d) Installation of railroad signals. (District IV)

(Item 17 continued)

- e) Litigation settlement.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

18. Design Services Agreements:

- a) [Supplemental](#) for Brookhaven Addition – north of Central, west of 159<sup>th</sup> Street East. (District II)
- b) [Womer](#) Plaza, Cherokee Sunrise West, and Smith Valley Additions – west of Womer, south of I-235. (District VI)
- c) [Brentwood](#) Village, Brentwood South and Maple Shade Additions – east of Webb, north of Pawnee. (District II)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

19. Change Orders:

- a) [Lawrence](#)-Dumont Stadium improvements. (District IV)
- b) [Raw](#) water pipeline.

RECOMMENDED ACTION: Approve Change Orders; authorize necessary signatures.

20. [Century](#) II Convention Center Roof Coating. (District VI)

RECOMMENDED ACTION: Approve project and selection of vendor; authorize negotiation of Contract and necessary signatures.

21. [Museum](#) District Boulevard.

RECOMMENDED ACTION: Adopt amending Resolution.

22. [Elevated](#) Rail Corridor Project. (District VI)

RECOMMENDED ACTION: Adopt amending Resolution.

23. [CIP](#) Bridge Design Program.

RECOMMENDED ACTION: Approve first reading of amending Ordinance.

24. [Water Distribution Main Replacement.](#)

RECOMMENDED ACTION: Authorize transfer of funds.

25. [Emergency Salt Purchases.](#)

RECOMMENDED ACTION: Authorize payment.

26. [Customer Service Training.](#)

RECOMMENDED ACTION: Approve funding and Contract;  
authorize necessary signatures.

27. [Employee Recognition and Reward Program.](#)

RECOMMENDED ACTION: Approve budget transfer.

28. [Fair Housing Education Program.](#)

RECOMMENDED ACTION: Approve Contract; authorize funding and  
necessary signatures.

29. [COPS Technology Grant.](#)

RECOMMENDED ACTION: Approve acceptance of Grant; authorize  
necessary signatures.

30. [Industrial Revenue Bond Purchase Option – Law Company Building Associates.](#) (District VI)

RECOMMENDED ACTION: Adopt Resolution approving documents;  
authorize necessary signatures.

31. [Payment of Condemnation Award to Acquire Property Near Wichita Mid-Continent Airport.](#) (District V)

RECOMMENDED ACTION: Authorize payment.

31A. [Transfer of Nuisance Abatement Funds.](#)

RECOMMENDED ACTION: Approve budget transfer.

32. Property Acquisition:

- a) Sewer easement; Northwest Sewer Project. (District V)
- b) 7500 East Kellogg. (District II)

RECOMMENDED ACTION: Approve budgets and Contracts; authorize necessary signatures.

33. Acquisition by Eminent Domain of Tracts for the East Kellogg/Rock Road Improvement Project.

RECOMMENDED ACTION: Adopt Resolution; approve first reading of Ordinance and filing of documents with District Court.

34. Repair or Removal of Dangerous and Unsafe Structures.

	<u>Address</u>	<u>District</u>
1.	2244 North Minneapolis	I
2.	1902 North Spruce	I
3.	805 North Edwards	VI
4.	350 North Richmond	VI
5.	1838 South Topeka	III
6.	608 West Pawnee	III

RECOMMENDED ACTION: Adopt Resolution (s) setting the Public Hearing on April 16, 2002, at 9:30 a.m. (or soon thereafter).

35. First Reading Ordinance:

- a) Day Reporting Center. (District VI)

RECOMMENDED ACTION: Approve declaration of emergency and adoption of the Ordinance on first reading; authorize necessary signatures.



36. Second Reading Ordinance: (First read February 12, 2002)

- a) Water distribution system to serve an area on both sides of Seneca, between 63rd and 55th Streets South. (District IV)

An Ordinance amending Ordinance No. 45-075 levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89417 to serve Chris-Clear, Roy Cox, Crease Second, Springs Second, Hansel, Rainbow Estates, Winter, Bone's South Seneca Gardens Additions, Clarkdale Sub-Division, Second and Third Clarkdale Subdivisions, and unplatted Tracts I Section 29, Township 28 South, Range 1 East (Project No. 470-606-734936-89417).

RECOMMENDED ACTION: Adopt Ordinance.

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PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

- \*37. VAC2001-00020 – Vacate Part of Platted 30-Foot Street, Side Yard Set Back – Northwest of Kellogg/Woodlawn Intersection. (District II)

RECOMMENDED ACTION: Approve Vacation Order; authorize necessary signatures.

- \*38. VAC2001-00037 – Vacate Utility Easements and Portion of Reserve – North of 29<sup>th</sup> Street North, West of Ridge Road. (District V)

RECOMMENDED ACTION: Approve Vacation Order; authorize necessary signatures.

- \*39. VAC2001-00045 – Vacate Access Control – Northeast of George Washington Boulevard/31<sup>st</sup> Street South Intersection. (District III)

RECOMMENDED ACTION: Approve Vacation Order; authorize necessary signatures.

- \*40. SUB2001-38 – Plat of Eck Eighth Addition – Southeast Corner of Arkansas and 53<sup>rd</sup> Streets North. (District VI)

RECOMMENDED ACTION: Approve documents and Plat, and first reading of ZON2000-52 Ordinance; adopt Resolutions; authorize necessary signatures.

\*41. SUB2001-120 Plat of Bencor Third Addition – Northwest Corner of Harry and Broadway. (District I)

RECOMMENDED ACTION: Approve documents, Plat, and first reading of ZON2001-64 Ordinance; adopt Resolutions; authorize necessary signatures.

\*42. SUB2001-126 – Plat of Reflection Ridge West Second – East Side of Tyler Road, North of 21<sup>st</sup> Street North. (District V)

RECOMMENDED ACTION: Approve documents, Plat, and first reading of ZON 2000-34 Ordinance; adopt Resolutions; authorize necessary signatures.

\*43. DED2001-1 – Dedication of Access Controls for Property South Side of 61<sup>st</sup> Street North, West of Seneca. (District VI)

RECOMMENDED ACTION: Accept Dedication.

\*44. ZON2001-00066 – Zone Change from Single-Family Residential and Right-of-Way to General Commercial – North of MacArthur and East of I-135. (District III)

RECOMMENDED ACTION: Concur with MAPC and approve zone change subject to provisions of Protective Overlay District #107 and to condition of platting within one year; Ordinance to be forwarded to Council with the Plat.

ASSOCIATED WITH:

\*45. ZON2001-00076 – Zone Change from Single-Family Residential and Multi-Family Residential to Limited Commercial; Associated with Conditional Use Request for Vehicle and Equipment Sales – West of North West Street Between Second and Third Streets – 323 North West Street. (District IV)

RECOMMENDED ACTION: Concur with MAPC and approve zone change and Conditional Use Permit subject to replatting within one year; adopt Resolution; Ordinance to be forwarded to Council with the Plat.

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AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

46. Mid-Continent Airport Security.

RECOMMENDED ACTION: Approve Contract; authorize necessary signatures.

47. [Roof Replacement Program Change Order.](#)

RECOMMENDED ACTION: Approve Change Order; authorize budget increase and necessary signatures.

48. [Mid-Continent Loading Bridges.](#)

RECOMMENDED ACTION: Approve project and procurement; adopt Resolution.

49. [FlightSafety Lease Modifications.](#)

RECOMMENDED ACTION: Approve Lease; authorize necessary signatures.

Adjournment

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